

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

In re: Rosuvastatin Calcium Patent Litigation ) C.A. No. 08-md-1949-JJF  
)  
)

**DEFENDANTS' MOTION TO EXCLUDE  
THE EXPERT TESTIMONY OF MAMI HINO**

Defendants Cobalt Pharmaceuticals Inc. and Cobalt Laboratories Inc., on behalf of Defendants Mylan Pharmaceuticals, Inc., Sun Pharmaceutical Industries, Ltd., Sandoz, Inc., Par Pharmaceutical, Inc., Apotex Inc. and Apotex Corp., Aurobindo Pharma Ltd. and Aurobindo Pharma, USA Inc., Cobalt Pharmaceuticals Inc. and Cobalt Laboratories Inc., and Teva Pharmaceuticals USA, Inc. (collectively, “Defendants”), respectfully move this Court to exclude the expert testimony of Mami Hino pursuant to *Daubert v. Merrell Dow Pharms., Inc.*, 509 U.S. 579 (1993) and Fed. R. Evid. 702.

Pursuant to Local Rule 7.1.1, the parties met and conferred regarding Defendants' Motion, but were unable to resolve their differences.

This Motion is based on the accompanying Memorandum of Points and Authorities and the Declaration of Payson LeMeilleur, filed concurrently herewith. In addition, a proposed Order is attached hereto. Pursuant to Local Rule 7.1.4, oral argument is hereby requested.

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Dated: September 23, 2009  
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*FILED ON BEHALF OF ALL DEFENDANTS*

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**CERTIFICATE OF SERVICE**

I, David E. Moore, hereby certify that on September 23, 2009, the attached document was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading.

I further certify that on September 23, 2009, the attached document was Electronically Mailed to the following person(s):

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